

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JUNE 19, 2007
MINUTES**

ROLL CALL	A.	The regular meeting of the Common Council was held on June 19, 2007 and called to order at 6:30 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Solomon, Hammelman, Kosovich, Sohns and Skowronski. Excused was Alderman Olson. Also present were Assistant City Engineer Romeis, Planning Manager Dietl, Director of Administration Lubberda, City Attorney Wesolowski and City Clerk Wesolowski.
CITIZEN COMMENT	B-1.	Citizen comment period was opened at 6:30 p.m. and closed at 6:35 p.m.
ANNOUNCEMENTS	B-2a.	Mayor Taylor recognized Civic Celebrations Committee members and volunteers (specifically Bob Knackert, John Bergner, Alderman Kosovich, Fred Baumgart and members of City staff).
	B-2b.	Mayor Taylor noted a certificate of appreciation from the United Way of Greater Milwaukee.
MINUTES- 06/05/07	C-1.	Alderman Hammelman moved to approve minutes of the regular meeting of June 5, 2007 as presented. Seconded by Alderman Solomon. All voted Aye; motion carried.
CONSENT AGENDA		Alderman Sohns moved to approve the following consent agenda items:
SENIOR CITIZEN TRAVEL UPDATE POLICY	F-1a.	Change the June 4, 2002 directive of the Common Council to request that an update of the Franklin Seniors Travel Program be prepared semi-annual, with Mrs. Shirley Bird, Tour Director for the Franklin Seniors Travel Program, reporting in January and July of each year (starting in 2008). As the first quarter report for 2007 was already reported on in May, a report will be presented in September of this year;
FEE WAIVER	F-1b.	Approve the request for waiver of fees by Cub Scout Pack 507 for use of Lions Legend Park Pavilion;
STREET LIGHT- BERKSHIRE ADDITION #2	F-1c.	Authorize the City Engineer to sign a street light appendix with WE Energies for the installation of two (2) streetlights, 100 Watt high pressure sodium on two fiberglass poles, at a cost of \$5,037.18 to be billed to the developer and the developer is responsible for the restoration and erosion control. Lights are to be installed at the street intersections;
ORD. 2007-1913 NO PARKING- S. 68TH STREET	F-1d.	Adopt Ordinance No. 2007-1913, AN ORDINANCE TO AMEND SECTION 245.5(D) OF THE MUNICIPAL CODE TO ESTABLISH NO PARKING ON S. 68TH STREET FROM W. RAWSON AVENUE TO 1100 FEET SOUTH;

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| 2008 MILWAUKEE
COUNTY CDBG
PROGRAM
APPLICATION | F-1e. | Schedule a Public Hearing and consideration of grant applications for the July 17, 2007 Common Council Meeting for the 2008 Milwaukee County Community Development Block Grant Program.

Approval of consent items seconded by Alderman Kosovich. All voted Aye; motion carried. |
| RES. 2007-6294
FINAL PLAT-
CARDINAL HEIGHTS
SUBDIVISION | F-2. | Alderman Kosovich moved to approve Resolution 2007-6294 ,A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR CARDINAL HEIGHTS SUBDIVISION (MLG REAL ESTATE 2005, LLC, APPLICANT) (APPROXIMATELY 9150 SOUTH 51ST STREET). Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2007-6295
CONSERVATION
EASEMENT-
CARDINAL HEIGHTS
SUBDIVISION | F-3. | Alderman Kosovich moved to approve Resolution No. 2007-6295, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE FINAL PLAT FOR THE CARDINAL HEIGHTS SUBDIVISION (AT APPROXIMATELY 9150 SOUTH 51ST STREET) (MLG REAL ESTATE 2005 LLC, APPLICANT). Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| RES. 2007-6296
OPEN SPACE
BUFFER EASEMENT-
CARDINAL HEIGHTS
SUBDIVISION | F-4. | Alderman Kosovich moved to adopt Resolution No. 2007-6296, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT AN OPEN SPACE BUFFER EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE FINAL PLAT FOR THE CARDINAL HEIGHTS SUBDIVISION (AT APPROXIMATELY 9150 SOUTH 51ST STREET) (MLG REAL ESTATE 2005 LLC, APPLICANT). Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2007-6297
SUBDIVISION
DEVELOPMENT
AGREEMENT-
CARDINAL HEIGHTS
SUBDIVISION | F-5. | Alderman Kosovich moved to adopt Resolution No. 2007-6297, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A SUBDIVISION DEVELOPMENT AGREEMENT WITH THE DEVELOPER OF CARDINAL HEIGHTS SUBDIVISION. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2007-6298
PEDESTRIAN
WALKWAY
EASEMENT-
RIVER PARK
SUBDIVISION | F-6. | Alderman Sohns moved to adopt Resolution No. 2007-6298, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A PEDESTRIAN WALKWAY EASEMENT FOR RIVER PARK SUBDIVISION (ICON DEVELOPMENT CORP., APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Solomon. All voted Aye; motion carried. |

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| RES. 2007-6299
FINAL PLAT-
TESS CORNERS
CREEK SUBDIVISION | F-7. | Alderman Skowronski moved to adopt Resolution No. 2007-6299, A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR TESS CORNERS CREEK SUBDIVISION (ENER-CON COMPANIES, LLC, APPLICANT) (APPROXIMATELY 11950 WEST ST. MARTINS ROAD). Seconded by Alderman Kosovich. All voted Aye; motion carried. |
| RES. 2007-6300
CONSERVATION
EASEMENT TESS
CORNERS CREEK
SUBDIVISION | F-8. | Alderman Skowronski moved to adopt Resolution No. 2007-6300, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE FINAL PLAT FOR THE TESS CORNERS CREEK SUBDIVISION (AT APPROXIMATELY 11950 WEST ST. MARTINS ROAD) (ENER-CON COMPANIES, LLC, APPLICANT). Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2007-6301
PUBLIC
ACQUISITION OF
PROPERTY
RIGHT OF WAY
PLAT- S. 51ST
STREET RECON. | F-9. | Alderman Hammelman moved to adopt Resolution No. 2007-6301, A RESOLUTION DETERMINING THE NECESSITY OF PUBLIC ACQUISITION OF PROPERTY FOR THE RIGHT-OF-WAY PLAT FOR THE RECONSTRUCTION S. 51ST STREET FROM W. RAWSON AVENUE TO A POINT 1455 FEET NORTH OF W. RAWSON AVENUE. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2007-6302
RELOCATION
ORDER
ACQUISITION OF
PROPERTY-S. 51ST
STREET
RECONSTRUCTION | F-10. | Alderman Sohns moved to adopt Resolution No. 2007-6302, A RESOLUTION TO RENDER A RELOCATION ORDER PURSUANT TO §32.05(1), STATS., FOR THE RIGHT-OF-WAY PLAT FOR THE RECONSTRUCTION OF S. 51ST STREET FROM W. RAWSON AVENUE TO A POINT 1455 FEET NORTH OF W. RAWSON AVENUE. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| WATER MAIN
EXTENSION SURVEY | F-11. | Alderman Skowronski moved to direct staff to survey all property owners in the general area of S. North Cape Road and W. St. Martins Road relative to the extension of water main. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2007-6303
WATER MAIN
EASEMENT-
NORTHWESTERN
MUTUAL | F-12. | Alderman Hammelman moved to adopt Resolution No. 2007-6303, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A PERMANENT WATER MAIN EASEMENT FOR NORTHWESTERN MUTUAL FRANKLIN CAMPUS, as amended by the City Attorney. Seconded by Alderman Skowronski. All voted Aye; motion carried. |

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| RES. 2007-6304
IMPACT FEE STUDY-
REUKERT & MIELKE | F-13. | Alderman Solomon moved to adopt Resolution No. 2007-6304, A RESOLUTION TO AUTHORIZE THE RETENTION OF RUEKERT & MIELKE, INC. TO REVIEW AND RECOMMEND UPON THE UPDATING OF THE IMPACT FEE STUDY DATED APRIL/2002. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| POTENTIAL PUBLIC
ACQUISITION OF
DEVELOPMENT
RIGHTS EAST OF
SOLID WASTE
FACILITY | F-14. | Alderman Solomon moved to direct the City Attorney, and City staff as necessary, to study the potential public acquisition of development rights of Waste Management, Inc./Waste Management of Wisconsin, Inc. which may appertain to the lands in the area East of the existing Solid Waste Facility along South 112th Street and report back to the Council upon the details of such potential. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| RES. 2007-6305
AGREEMENT-
METRO RECYCLING
& DISPOSAL
FACILITY | F-15. | Alderman Skowronski moved to adopt Resolution No. 2007-6305, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN AGREEMENT TO CONTINUE PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES TO MONITOR COMPLIANCE AT THE METRO RECYCLING & DISPOSAL FACILITY TO DECEMBER 31, 2007, WITH J. SPEAR ASSOCIATES, INC. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| LICENSES AND
PERMITS | H-1. | <p>Alderman Solomon moved to grant the following licenses subject to meeting all licensing requirements:</p> <p>2006-07 Operator License to Tania D. Freeman, 2746 N. 10th Street, Milwaukee; Alicia J. Kortess, 4118 Barnwood Court; Rachelle L. Mazola, 8432 W. Ryan Road; Malkit Singh Kanda, 6167 Highland Lane #3, Greendale and Jushua R. Borowski, 7048 W. Imperial Drive;</p> <p>2007-08 Operator License to Malkit Singh Kanda, 6167 Highland Lane #3, Greendale; Jushua R. Borowski, 7048 W. Imperial Drive; Michelle L. Spielbauer, 1732 1/2 Madison Avenue, South Milwaukee; Joseph E. Burke, 1400 S. Carriage Lane #16, New Berlin; Thomas P. Christy, 6731 23rd Avenue, Kenosha; Rhonda R. Haberman, 7921 S. 68th Street #208; Lauren Koebernik, 6714 S. Tumblecreek Drive; Deborah J. School, 3554 S. 84th Street, Milwaukee; Barbara T. Benson, 3271 S. 92nd Street, Milwaukee; John D. Braovac, 1335 S. 124th Street, Brookfield; Justin T. Buss, 7578 S. 75th Street; Todd J. Caze, 7842 Stonebrook Court; Jamie L. Christensen, 344 Third Avenue, Racine; William G. Davenport, 6148 S. 31st Street #11, Greenfield; Connie M. Davis, 2363 E. Bennett Avenue, Milwaukee; Romaine Denk, 7508 S. North Cape Road; Frank J. Dobron, 9338 S. Orchard Park Circle 3B, Oak Creek subject to satisfactory police check; Cheryl A. Endter, 7605 S. North Cape Road; Maxine J. Godec, 5160 S.</p> |

**LICENSES AND
PERMITS-
CONTINUED**

Oakridge Drive, New Berlin; Amber E. Helm, 11401 Parkview Lane, Hales Corners with warning letter from City Clerk; Anthony N. Jacobs, 2116 Cleveland Avenue, Racine; Tammy S. Kaishian, 2323 S. 92nd Street, West Allis; Sarah B. Keuer, 3940 S. Tara Hill Drive, Greenfield; Emil S. Piekarski, 2620 E. Denton Avenue, St. Francis; Jason J. Rukstad, 3568 S. 33rd Street, Greenfield; Joseph Vanderhoef, 306A E. Plainfield Avenue, Milwaukee subject to proof of payment and Kristofor Zarka, 8405 S. 27th Street;

Mobile Home Park to D&K Management VIII, LLC, d/b/a Badger Mobile Home Park, 6405 S. 27th Street and Franklin Mobile, LL, d/b/a Franklin Mobile Estates, 6361 S. 27th Street;

Salvage Yard to Al's Auto Salvage, Albert Schill, Owner, 10942 S. 124th Street subject to satisfactory building inspection; Durham Auto Salvage & Sales, Inc., Gilbert & Dorothy Couillard, Owner, 10528 S. 124th Street and Hwy. 45 Auto Salvage, Frederick J. Fisher, Owner, 10386 S. 124th Street;

Pharmacy License to Aurora Pharmacy, Robert Meier, Mgr., 6572 S. Lovers Lane Road subject to satisfactory health inspection; Aurora Pharmacy, Richard Karwoski, Mgr., 9200 W. Loomis Road subject to satisfactory health inspection; Walgreens #5459, Curtis McCoy, Mgr., 9909 W. Loomis Road subject to satisfactory health inspection; Walgreens #1942, Kevin Burris, Mgr., 7144 S. 76th Street subject to satisfactory building, electrical and health inspections; Walgreens #5884, James Miller, Mgr., 9527 S. 27th Street subject to satisfactory health inspection and Wal-Mart Store #1551, Marian Awadulla, Mgr., 6701 S. 27th Street subject to satisfactory health inspection;

Entertainment & Amusement License to Showtime Cinema, Nancy Berchem, Mgr., 8910 S. 102nd Street and The Party Spot, Gennel Behr, Mgr., 7129 S. 76th Street;

Day Care License to Academy of Preschool Learning, Nadeem F. Balsis, Mgr., 3900 W. Ryan Road subject to satisfactory health inspection; Amy's Academy, Amy Sidello, Mgr., 9758 S. Airways Court subject to satisfactory health inspection; Faith Community Church Day Care, Delmarie Brands, Mgr., 7700 W. Faith Drive subject to satisfactory health inspection; Jubilee Christian School, Tanya Soich, Mgr., 3639 W. Ryan Road subject to satisfactory health inspection; Knowledge Learning Corp., d/b/a Kinder Care, Michelle Nelson, Mgr., 6350 S. 108th Street subject to satisfactory health inspection; Ms. Rikki's Structured Day Care, Rochelle Boyce, Mgr., 11227 W. Forest Home Avenue subject to satisfactory health inspection; Risen Savior Nursery School, Teresa M. Tobin, Mgr., 9501 W. Drexel Avenue subject to satisfactory health inspection; St. James Nursery School, Mary

LICENSES AND
PERMITS-
CONTINUED

L. Tripoli, Mgr., 7219 S. 27th Street and Knowledge Learning Corp., d/b/a Kinder Care, Rebecca Pugh, Mgr., 7260 S. 76th Street subject to satisfactory police and health inspections;

Class A Beer to M Squared, Inc., d/b/a Crossroads Pizza & Subs, 11357 W. St. Martins Road, Leonard Vanden Boom, Agent and Roettgers Co., Inc., 7103 S. 27th Street, Marion Harrington, Agent;

Class A Combination to Franklin Exxon Mobile Service Corp., 6611 S. 27th Street, Ghuman Kavar S. Singh, Agent, Grundl Foods, Inc., d/b/a Sentry Foods #714, 7140 S. 76th Street, Daniel J. Fassbender, Agent; Hodach Petroleum, Inc., 9830 W. St. Martins Road, Stephen A. Hodach, Agent; Midtown Citgo, LLC, 11123 W. Forest Home Avenue, Ivano Dipietrantonio, Agent subject to satisfactory payment of fees; Open Pantry Food Mart of WI, 7610 W. Rawson Avenue, Bodani Moyez, Agent; Priya corp., d/b/a Andy's on Ryan Road, 5120 W. Ryan Road; Salman, Inc., d/b/a Quik Chek, 8305 S. 27th Street, Shams Villani, Agent subject to satisfactory water test; Spirit Dreams LLC, d/b/a Discount Cigarettes & Liquor, 6507A S. 27th Street, Scott R. Haese, Agent; Three Cellars, LLC, 6955 S. 27th Street, Shawn Vollmer, Agent; Ultra Mart Foods, LLC, d/b/a Pick n Save, 7201 S. 76th Street, David Barber, Agent subject to day care inspection and Woodcrest Market, 11610 W. Rawson Avenue, Ingeborg C. Kowalski, Owner;

Class B Beer to Chai Garden, 6509 S. 27th Street, Thomas Chua, Owner;

Class A Combination and Pharmacy to Sam's East, Inc., 6705 S. 27th Street, Julie A. Shutta, Agent;

Class B Combination to Di Vinca's, Inc., 7119B S. 76th Street, Barbara A. Hammed, Agent with warning letter from City Clerk;

Class B Beer and Entertainment & Amusement to Federation of Croatian Societies, Inc., 9100 S. 76th Street, Josef Becker Sr., Agent subject to satisfactory building inspection;

Class B Combination and Entertainment & Amusement to The Bowery, LLC, 3023 W. Ryan Road, Roger Hein, Agent subject to appearing before the License Committee; Buckhorn Inn, 9461 S. 27th Street, Christopher Matecki, Owner subject to satisfactory building and plumbing inspections and CG's Hideaway, LLC, 6357 S. 27th Street, Corey L. White, Agent subject to appearing before the License Committee; Crystal Ridge, Inc., 7900 W. Crystal Ridge Drive, John Kaishian, Agent subject to satisfactory fire inspection & water test; Domnick's Bar & Grill, LLC, 11027 S. 27th Street, Lauren K. Domnick, Agent, H B & H, LLC, d/b/a

LICENSES AND
PERMITS-
CONTINUED

On the Border, 10741 S. 27th Street, Daniel E. Hay, Agent; Hanley's Grille & Bar, LLC, 7101 S. 76th Street, Terrance M. Hanley, Agent; Hugo's Steakhouse, LLC, 6951 S. Lovers Lane Road, William J. Hilger, Jr., Agent subject to satisfactory payment of fees; The Landmark of Franklin, LLC, 11401 W. Swiss Street, Laurie Beth Knaack-Helm, Agent subject to satisfactory payment of fees; Maximum Martini, LLC, d/b/a Ka Martini Lounge, 7352 W. Rawson Avenue, Thomas J. Gallante, Agent subject to satisfactory payment of fees; Polish Heritage Alliance, Inc., 6941 S. 68th Street, Cynthia R. Lemek, Agent subject to satisfactory payment of fees; Polonia Sport Club, Inc., 10200 W. Loomis Road, Mark Zaboklicki, Agent subject to satisfactory water test; Rawson Pub, Inc., 5621 W. Rawson Avenue, Steven D. Schweitzer, Agent subject to appearing before the License Committee and satisfactory water test; Seventy-Six Street Pub & Grill, Inc., d/b/a The Hideaway Pub & Eatery, 9643 S. 76th Street, Debra J. Schaefer, Agent subject to satisfactory payment of fees & water test; Tacqueria Jalisco, Inc., d/b/a Jalisco Restaurant, 9405 S. 27th Street, Ruben Herrera, Agent subject to satisfactory water test; Wild Breed, Inc., 11430 W. Swiss Street, Cynthia Girmscheid, Agent; Little Cancun Restaurant, 7273 S. 27th Street, Veronica Cerera, Owner subject to satisfactory building permits and TJAL Holdings, Inc., d/b/a Irish Cottage, 11433 W. Ryan Road, Roseann Losiniecki, Agent;

Class B Combination to The Char Grill, Inc., 8933 S. 27th Stret, Jeffrey J. Marsh, Agent; Chuckie's House of Wine, LLC, 7133 S. 76th Street, Mark G. Nord, Agent; Diamondback Management, Inc., d/b/a Tumbleweed Southwest Grill, 6421 S. 27th Street, Donald Boinski, Agent; ERJ Dining II, LLC, d/b/a Chili's Grill & Bar, 6439 S. 27th Street, Paul S. Thompson, Agent; GIDI, Inc., d/b/a Case Di Giorgio, 3137 W. Rawson Avenue, Rex Idrizi, Agent; La Toscana Restaurant, LLC, 8405 S. 27th Street, Mirela Sopiqoti Zarka, Agent, M & W Leung, LLC, d/b/a Green Tea Garden, 7236 S. 76th Street, May F Tze, Agent; Pantheon, Inc., 7621 W. Rawson Avenue, Lynda Koutromanous, Agent; Robley Tech, Inc., d/b/a Michaelangelo's Pizza, 8330 W. Puetz Road, Dennis Rau, Agent; Romey's Place, 7508 S. North Cape Road, N. John Fabry, Owner and St. Martins Inn, LLC, d/b/a Wegner's St. Martins Inn, 11318 W. St. Martins Road, Dennis J. Wegner, Agent;

Class B Combination and Entertainment & Amusement and Bowling Alley to Hidden Talent, LLC, d/b/a Skylark Lanes, 11231 W. Forest Home Avenue, Robin W. Potter, Agent subject to satisfactory building inspection, water test, payment of Department of Revenue fees and St. Nikola Religious & Cultural Enterprises, Inc., d/b/a Root River Center, 7220 W. Rawson Avenue, Slavko Jevtic, Owner;

**LICENSES AND
PERMITS-
CONTINUED**

2006-07 Class B Combination Change of Agent to TJAL Holdings, Inc., d/b/a Irish Cottage, Agent: Roseann Losiniecki, 11433 W. Ryan Road;

Class B Combination and Entertainment & Amusement and Country Club to Tuckaway Country Club, Inc., 6901 W. Drexel Avenue, Jerry Mortier subject to satisfactory building inspection;

Operator-Civic Celebration to Jeffery D. Rogers, 7551 Francis Ct. E;

Fee waiver for temporary operator license to Franklin Civic Celebration, 9229 W. Loomis Road from July 1-6, 2007 and Fleet Reserve Association, Leon Zalowski, licensing fee for St. Martins Fair peddler permit for labor day weekend. Seconded by Alderman Kosovich. All voted Aye; motion carried.

**VOUCHERS AND
PAYROLL**

I-1.

Alderman Hammelman moved to approve net City vouchers in the range of Nos. 120950 through 121133 in the amount of \$1,459,607.01. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

Alderman Kosovich moved to approve the net City payroll of June 8, 2007 in the amount of \$318,152.06. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

Alderman Sohns moved to authorize the Finance Officer to prepare a voucher list and process payments prior to the next Common Council meeting of July 17, 2007, with said voucher list to be placed on that meeting agenda for action. Seconded by Alderman Solomon. All voted Aye; motion carried.

ADJOURNMENT

J.

Alderman Skowronski moved to adjourn the meeting at 7:35 p.m. Seconded by Alderman Hammelman. All voted Aye; motion carried.